vss

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.1406 OF 2005
IN
SUIT NO.437 OF 1997

Naresh K. Rajwani ... Plaintiff

V/s.

Western India Tanneries & Anr. ... Defendants

Mr.J.G. Shukla for Plaintiff
Ms.M.Sarkar for Defendant NO.2

CORAM: **SMT.NISHITA MHATRE, J.**

DATED: **JULY 18, 2006**

P.C.:

. The Plaintiff has sought restoration of the suit which has been dismissed for default on 7.11.2003. The suit was kept for directions before the Prothonotary and Senior Master. According to the Plaintiff, the advocate appearing for the Plaintiff failed to appear in the matter and attend on various dates. For the reasons set out in the affidavit in support of the Motion, in my view, it would be appropriate to restore the Suit.

2. Notice of Motion is accordingly made absolute in terms of prayer clauses (a) and (b).